United Nations CERD/C/BIH/Q/9-11

International Convention on the Elimination of All Forms of Racial Discrimination

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Committee on the Elimination of Racial Discrimination
Eighty-sixth session
27 April–15 May 2015
Item 4 of the provisional agenda
Consideration of reports, comments and information submitted by States parties under article 9 of the Convention

List of themes in relation to the combined ninth to eleventh periodic reports of Bosnia and Herzegovina (CERD/C/BIH/9-11)

Note by the Country Rapporteur

The Committee on the Elimination of Racial Discrimination decided at its seventy-sixth session (A/65/18, para. 85) that the Country Rapporteur would send to the State party concerned a short list of themes with a view to guiding and focusing the dialogue between the State party's delegation and the Committee during the consideration of the State party's report. This document contains a list of such themes. This is not an exhaustive list; other issues may also be raised in the course of the dialogue. No written replies are required.

1. Reliable statistics on the composition of the population

Update on the preliminary results of the national census that took place in October 2013 (CERD/C/BIH/CO/7-8, para. 6; CERD/C/BIH/9-11, paras. 9–45).

2. The Convention in domestic law, institutional and policy framework for the implementation of the Convention (arts. 2, 3, 5, 6 and 7)

(a) Update on measures to amend the constitutional provisions that discriminate against certain ethnic groups considered as "others". Update on the implementation of the judgement of the European Court of Human Rights of 22 December 2009 (*Sejdić and Finci v. Bosnia and Herzegovina*) ordering constitutional changes regarding the equal enjoyment of the right to stand for election by all citizens (CERD/C/BIH/CO/7-8, para. 7; (CERD/C/BIH/9-11, paras. 50–55).

(b) Progress in the implementation of existing legislation, in particular the law on the prohibition of discrimination of August 2009, in order to combat acts of ethnically motivated discrimination and violence among the different ethnic groups, including hate speech and hate crimes (CERD/C/BIH/CO/7-8, para. 10).

(c) Update on measures taken by the State party to ensure effective judicial recourse and compensation for victims of racial discrimination. Update on complaints concerning racial discrimination and the outcomes thereof (CERD/C/BIH/9-11, paras. 117–131).

(d) Update on measures taken to discontinue the phenomena of mono-ethnic schools and schools structured as "two schools under one roof". Update on the implementation of the judgement of the Municipal Court in Mostar issued on 27 April 2012 (CERD/C/BIH/9-11, paras. 195–207).

3. Situation of refugees and internally displaced persons (art. 5)

Progress on measures taken to facilitate the sustainable settlement of returnees, in particular to address the challenges they face. Update on the implementation and impact of strategies and policies to address the situation of internally displaced persons and refugees (CERD/C/BIH/CO/7-8, para. 8; CERD/C/BIH/9-11, paras. 59–65 and 84–98).

4. Situation of minorities, especially the Roma (arts. 3 and 5)

(a) Measures taken to strengthen the Roma Council of Bosnia and Herzegovina financially and institutionally (CERD/C/BIH/9-11, paras. 211–212).

(b) Update on the implementation of measures taken to address discrimination against the Roma in employment, housing, social security, education and health care (CERD/C/BIH/CO/7-8, para. 12; CERD/C/BIH/9-11, paras. 218–255; A/HRC/WG.6/7/BIH/3, para. 16).